

10/018870

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Dkt. No: 5333-02600

Inventor(s):

Lee, Hee-Yong
 Lee, Hye-Suk
 Kim, Jung-Soo
 Kim, Sang-Beom
 Lee, Ji-Suk
 Choi, Ho-Il
 Chang, Seung-Gu

Title: INJECTABLE SUSTAINED
 RELEASE
 PHARMACEUTICAL
 COMPOSITION AND
 PROCESSES FOR
 PREPARING THE SAME

 CERTIFICATE OF EXPRESS MAIL
 UNDER 37 C.F.R. § 1.10

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I hereby certify that this paper (along with any paper and/or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to:

Commissioner for Patents
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 Derrick Brown

 TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED
 OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. § 371

INTERNATIONAL APPLICATION NO.: PCT/KR01/00462

INTERNATIONAL FILING DATE: March 22, 2001

PRIORITY DATE CLAIMED: April 18, 2001

U.S. APPLICATION NO. (If known):

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. § 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. § 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2)), including:
 a title page; _____ page specification; _____ page(s) of claims (claims -); 1 page abstract.
5. ☐ Drawings
☐ Formal Figure(s) _____ on _____ sheet(s).
6. ☒ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
☐ is transmitted herewith (_____ pages).
☒ has been transmitted by the International Bureau.
☒ a copy of Form PCT/IB/308 (1 page) is enclosed.
☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

7. ☒ A copy of the International Publication, Publication No. WO 01/78687 (37 pages)
8. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3))
☐ are transmitted herewith (required only if not transmitted by the International Bureau).
☐ have been transmitted by the International Bureau.
☐ have not been made; however, the time limit for making such amendments has NOT expired.
☐ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
10. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
☐ A copy of the Demand for International Preliminary Examination is enclosed.
11. ☐ An oath or declaration of the inventor(s) (35 U.S.C. § 371(c)(4)):
☐ is enclosed (____ pages).
☐ a combined Declaration and Power of Attorney is enclosed (____ pages).
☒ is not enclosed. Applicant requests the Patent and Trademark Office to accept this application and accord a serial number and filing date as of the date this application is deposited with the U.S. Postal Service for Express Mail. Further, Applicant requests that the NOTICE OF MISSING PARTS-FILING DATE GRANTED be sent to the undersigned representative of Applicant.
12. ☒ Applicant hereby claims priority to:
☒ International Application No.: PCT/KR01/00462 filed on March 22, 2001.
☒ Korean Patent Application No.: 2000/20484 filed on April 18, 2000.
☒ Korean Patent Application No.: 2000/49344 filed on August 24, 2000.
☒ A copy of Form PCT/IB/304 (1 page) indicating receipt of these priority documents by the International Bureau is enclosed.
13. ☐ A translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).
14. ☒ The entire disclosure of the International Application referred to above is considered to be part of the accompanying application and is hereby incorporated by reference herein.
15. ☐ Assignment Papers.
☐ An assignment document is enclosed for recording (____ pages).
☐ Form PTO-1595 Assignment Recordation Cover Sheet (____ page).
16. ☒ A Preliminary Amendment (12 pages).
17. ☐ Power of Attorney
☐ Is enclosed.
☐ a combined Declaration and Power of Attorney is enclosed.
18. ☐ Information Disclosure Statement (IDS), including:
☐ Form PTO-1449
☐ Reference(s) marked according to Form PTO-1449.
19. ☒ Return Receipt Postcard
20. ☐ Small Entity Status
☐ A small entity statement is enclosed.
☐ Small entity status is proper and is requested.

2001-01-01 09:00:00

21 ☐ Copy of International Request.22. ☐ Copy of International Preliminary Examination Report.☐ A copy of the International Preliminary Examination Report in _____.☐ English Translation of the International Preliminary Examination Report.23. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR § 1.492 (a) (1)-(5):				
<input checked="" type="checkbox"/> Neither international preliminary examination fee nor international search fee paid to USPTO and International Search Report not prepared by the EPO or JPO.....				\$1040.00
<input type="checkbox"/> International preliminary examination fee not paid to USPTO but International Search Report prepared by the EPO or JPO.....				\$890.00
<input type="checkbox"/> International preliminary examination fee not paid to USPTO but international search fee paid to USPTO.....				\$740.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4).....				\$710.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4).....				\$100.00
ENTER APPROPRIATE BASIC NATIONAL FEE AMOUNT (as selected above):				\$1040.00
Surcharge of \$130.00 for furnishing oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date (37 C.F.R. § 1.492(e)).				
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	30 - 20 =	10	x \$18.00 =	\$180.00
Independent claims	2 - 3 =	0	x \$78.00 =	
MULTIPLE DEPENDENT CLAIM(S)			+ \$260.00 =	
TOTAL OF ABOVE CALCULATIONS:				\$1220.00
Reduction by 50% for Small Entity. A Small Entity Statement must be filed:				
SUBTOTAL:				\$1220.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date:				
TOTAL NATIONAL FEE:				\$1220.00
Fee for recording the enclosed assignment. The assignment must be accompanied by an appropriate cover sheet. \$40.00 per property:				
TOTAL FEES ENCLOSED:				\$1220.00

☒ A fee authorization in the amount of \$1220.00 is enclosed.☐ Please charge my Deposit Account No. 50-1505/_____ in the amount of _____ to cover the above fees.☒ The Commissioner is hereby authorized to charge any other fees which may be required or credit any overpayment to Conley, Rose, & Tayon, P.C., Deposit Account No. 50-1505/5333-02600/EBM.

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Address all future correspondence to:

Eric B. Meyertons
CONLEY, ROSE, & TAYON, P.C.
P.O. Box 398
Austin, Texas 78767
Phone: (512) 476-1400 Fax: (512) 703-1250

Signature



Name


Mark R. DeLuca


Registration No. 44,649


Date 12/18/01


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**CERTIFICATE OF EXPRESS MAIL
UNDER 37 C.F.R. §1.10**

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The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number. If the above mentioned account is found to have insufficient funds, the Commissioner is authorized to charge Conley, Rose & Tayon, P.C. Deposit Account Number 50-1623/5333-02600.

Respectfully submitted,



Mark R. DeLuca
Reg. No. 44,649

Patent Agent

CONLEY, ROSE & TAYON, P.C.
P.O. BOX 398
AUSTIN, TX 78767-0398
(512) 703-1423 (voice)
(512) 703-1250 (facsimile)

Date: 12/18/01